IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.28735 of 2008
SOGARATH YADAV
Versus
STATE OF BIHAR
---

2. 4.8.2008 Heard.

The case relates to a dacoity in a train and the petitioner is in custody since 27.4.2008 without being put on test identification parade or anything being recovered from him. The justification pointed out by the learned Sessions Judge for not holding the test identification parade was the non-availability of the witnesses, which this court does not appreciate.

Regard being had to the above facts and circumstances, let the above named petitioner be released from custody on furnishing bond of Rs.5,000/-(five thousand) with two sureties of the like amount each to the satisfaction of Railway Judicial Magistrate, Khagaria in Khagaria(Mansi)Rail P.S.Case no.20 of 2008.

(Dharnidhar Jha, J.)

B.Kr.

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